



RECEIVED
CENTRAL FAX CENTER
JAN 24 2005

Perlegen Sciences, Inc.
2021 Stierlin Court
Mountain View, CA 94043
650.625.4562

Date: January 24, 2005

Firm: USPTO

From: Deana A. Arnold, Ph.D.

Fax: 703 872-9306

Tel: 571 272-0789

NUMBER OF PAGES INCLUDING THIS COVER: 4

Certification of Facsimile Transmission

Perlegen's Docket No.: 100/1026-10

Re:
Applicant: PERLEGEN SCIENCES, INC.
Application No.: 10/768,788
Inventor(s): Berno, et al.

Enclosed, please find the following documents:

1. Transmittal Form
2. Supplemental Information Disclosure Statement
3. Form 1449

***PLEASE CONFIRM RECEIPT OF THIS PAPER BY RETURN FACSIMILE
AT (650) 625-4574***

This information may be confidential/proprietary. If you are not the intended receiver of this document, distribution or use of this communication is prohibited. If you have received this communication in error, please immediately notify us by telephone, and return to the above address via the postal service. We will return the postage fees.

PTO/SB/21 (02-04)

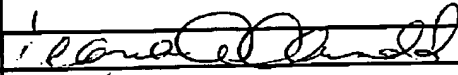
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10768,788	
	Filing Date	January 30, 2004	
	First Named Inventor	Anthony J. Berno	
	Art Unit	1632	
	Examiner Name	Unknown	
Total Number of Pages in This Submission	4	Attorney Docket Number	100/1028-10

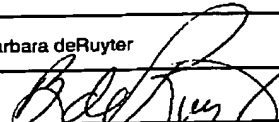
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Deana A. Arnold, Ph.D.
Signature	
Date	January 24, 2005

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Barbara deRuyter
Signature	
Date	January 24, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SE/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	10/768.788
--------------------	------------

Filing Date	1-30-2004
-------------	-----------

First Named Inventor	Anthony J. Berno
----------------------	------------------

Art Unit	1632
----------	------

Examiner Name	Unknown
---------------	---------

Attorney Docket Number	100/1026-10
------------------------	-------------

Sheet	1	of	1
-------	---	----	---

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

**Examiner
Signature**

Date	Considered
11/1/80	11/1/80
11/2/80	11/2/80
11/3/80	11/3/80
11/4/80	11/4/80
11/5/80	11/5/80
11/6/80	11/6/80
11/7/80	11/7/80
11/8/80	11/8/80
11/9/80	11/9/80
11/10/80	11/10/80
11/11/80	11/11/80
11/12/80	11/12/80
11/13/80	11/13/80
11/14/80	11/14/80
11/15/80	11/15/80
11/16/80	11/16/80
11/17/80	11/17/80
11/18/80	11/18/80
11/19/80	11/19/80
11/20/80	11/20/80
11/21/80	11/21/80
11/22/80	11/22/80
11/23/80	11/23/80
11/24/80	11/24/80
11/25/80	11/25/80
11/26/80	11/26/80
11/27/80	11/27/80
11/28/80	11/28/80
11/29/80	11/29/80
11/30/80	11/30/80

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the USPTO on the date shown below:

Date: Jan. 24, 2005
Signed: Barbara deKuyter
Barbara deKuyter

RECEIVED
CENTRAL FILE CENTER

JAN 24 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BERNO et al.

Application No.: 10/768,788

Filed: January 30, 2004

For: APPARATUS AND METHODS FOR
ANALYZING AND CHARACTERIZING
NUCLEIC ACID SEQUENCES

Examiner: Unknown

Art Unit: 1632

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT
UNDER 37 CFR §1.97 AND §1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on the attached form PTO-1449 are being called to the attention of the Examiner. Each of these references was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

Berno, A.J., et al.
Page 2

Attorney Docket No100/1026-10

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

☒ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):

- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)
-- OR --
- ☐ (2) It is being filed within 3 months of entry of a national stage
-- OR --
- ☒ (3) It is being filed before the mail date of the first Office Action on the merits
-- OR --
- ☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of \$0.00 and/or charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-2043 (Docket No. 100/1026-10).


Respectfully submitted,

PERLEGEN SCIENCES, INC.

Dated:

Jan 24, 2005

By:


Deana A. Arnold, Ph.D.
Reg. No. 52,567

2021 Stierlin Court
Mountain View, CA 94043
(650) 625-4603
Customer No. 31662